

MINUTES

262nd Meeting Contractors' Registration and Licensing Board September 14, 2011

(A) The meeting was called to order by the Vice-Chairman, Edgar Ladouceur, at 12:50 PM.

(B) Approval of the agenda and order of business was accepted on a motion by Mr. Arthur Salisbury seconded by Mr. Dave Caldwell.

(C) The minutes of the 259th, 260th, 261st meeting were approved on a motion by Mr. Steve Gianlorenzo and seconded by Mr. Arthur Salisbury.

(D) Court Case Update:

June - July 2011: Court Ordered Restitution/Fines:

Contact	Claim/File	Fines	Restitution	Complainant
Campbell	6477	--	1275	Clark

Totals: Fines \$ Restitution \$1275.00

TOTAL: \$1,275.00

June - July 2011: Funds Received Via AG's Office:

Contactor	Claim/File	Fines	Restitution	Complainant
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Tallo	6424	1000	--	Gelsomino
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Privitera	5656	500	--	--
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Benevides	6275	500	--	Croteau
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Casserle	6979	500	2075	Nguyen
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Mercurio	3467	--	200	Evans
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Gallagher	5791	--	500	Zoglio
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Budlong	6859	--	750	Czarnecki
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Marr	4480	--	40	Lamphere
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Totals: Fines \$2,500 Restitution \$3,565

TOTAL: \$6,065

Warrants Issued:

Psilopoulos, John Reg. # 24661

July - August 2011: Court Ordered Restitution/Fines:

Contactor	Claim/File	Fines	Restitution	Complainant
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Campbell	6477	--	1,275	Clark
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Justiniano	3316	--	1,000	Walker
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Izzi	4610	--	4,000	Procaccini
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Totals: Fines \$ Restitution \$6,275.00

TOTAL: \$6,275.00

July - August 2011: Funds Received Via AG's Office:

Contactor	Claim/File	Fines	Restitution	Complainant
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Tallo	6424	1000	--	Gelsomino
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Privitera	5656	500	--	--
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Benevides	6275	500	--	Croteau
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Casserle	6979	500	2,075	Nguyen
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Mercurio	3467	--	200	Evans
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Gallagher	5791	--	500	Zoglio
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Budlong	6859	--	750	Czarnecki
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Marr	4480	--	90	Lamphere
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Bedard	6637	--	20,025	Chang
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Totals: Fines \$2,500 Restitution \$23,640

TOTAL: \$26,140

Warrants Issued/Outstanding:

Forte, Joseph Reg. # 19251

Pepe, Thomas Reg. # 21028

Perlingiero, David Reg. #16166

Costello, Myles Reg. # 33019

Ouellet, Paul Reg. # 9314

Hoyt, Nicholas Reg. # 31390

Harvey, Stephen NRB

Arrested/Surrendered:

Psilopoulos, John Reg. # 24661

Bouffard, Gary Reg. # 18739

Dale, Brian Reg. # 13097

Izzi, Brian Reg. # 10675

Morrell, Gary Reg. # 19951

Eacueo, Michael Reg. # 17435

Authellet, Bruce NRB

Cambio, Eric Reg. #16228

(E) Consideration of Cases on Appeal and Oral Argument:

(F) Report of the Executive Director APPEALS:

None: All matters on appeal postponed until next month.

EXPUNGEMENTS:

1.) 12:40 PM, Registration #2275, Joseph Furtado Inc., Claim # 5, 291, 348, 3627 and 3724. Matter was heard by the Board and reviewed. Motion made by Arthur Salisbury to deny expungement requests, seconded by J. L. Brillion; motion carried unanimously.

- 2.) 12:55 PM, Registration # 16627, SMD Construction, Claim # 7518. Matter at contractors request was continued until next month.**
- 3.) 1: 00 PM, Registration #21658, Anthony Martin, File #6657. Reviewed by the Board and a motion was made by J. L Brillion to deny expungement request, seconded by Steve Gianlorenzo and unanimously passed.**
- 4.) 1:10 PM, Registration #7871, CRM Modular Homes, Inc., Carol O'Donnell, expungement of claims, #992, #3960 and #5098. In this matter the acting chairman recused himself from hearing this matter and turned the chairmanship over to Art Salisbury. All parties present were heard and information provided electronically and via the mail was reviewed by the Board. The Board in regard to Claim # 992: a motion was made by J. L. Brillion to deny and second by Paul Brunetti unanimously denied this request. In the matter of Claim 3960 a motion was made by Arthur Salisbury and seconded by Bob Cardoza to deny this request for expungement. A vote was called for by the acting chair and on a 5 to 4 vote this expungement request was denied. In the final matter of Claim # 5098, a motion was made by Steven Gianlorenzo and seconded by J.L. Brillion to expunge claim. The vote was called and the matter passed to expunge record with two members voting in opposition; Paul Brunetti and Bob Cardoza.**
- 5.) 1:20 PM, Registration #21437, Daniel Lee, Claim # 5717. In reviewing this matter testimony was received by the Board that this**

case had been dismissed in that the claim was not timely filed with the Board. Contractor requested it be expunged from his record in that it was not within the Boards jurisdiction. Upon review of the file a motion was made by J. L. Brillion and seconded by Steve Gianlorenzo to expunge record. Motion carried with one dissenting vote cast by Edgar Ladouceur.

6.) 1:30 PM, Registration #32816, Real Pro Rehab Spec. & Cons Inc., Gregory Robinson Sr., File #6876 & Claim #7044. A request was made by the contractor that this matter be continued until next month and will be rescheduled.

7.) 1:35 PM, Registration #5484, Raymond Limoges, Set in Stone, Inc.; File # 1605, Claims # 934,#984, #1045, #1092 & #1752. Contractor failed to show after notice and opportunity. A motion was made by Art Salisbury and seconded by Dave Caldwell to deny request for expungement on these claims. Motion passed unanimously.

Report of the Executive Director and Staff:

(1) Statistics Report: 09/14/2011

Registrations:

Number of Registered Contractors 11363

**Number of Cards Surrendered 5545 Number of Cards
Expired/Lapsed 16185 Number of Cards Invalidated 1083
Number of Cards Suspended 485
Number of Cards Revoked 93**

Registration Actions

08/10/2011

-09/14/2011

Number of New Registered Contractors 76

Number of Renewed Contractors 11287

Number of Cards Surrendered 38

Registrations Invalidated 4 Registrations Suspended 7

Registrations Revoked 0

Claims:

Administrative Appeals 3

Board Appeals 3

Address Trace 83

Awaiting Further Action 31

Court

611

Disposed 6212

Final Orders 42

Hearings 35

Out of State Services	20	Proposed Orders	113	
Under Investigation				107

Total Claims Filed with the Board	7260
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Number of New Claims Processed	27
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08/10/2011-09/14/2011

Violations:

Action Against Registration	24
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Advertising	3
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Non-Registered Subcontractors	17
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Cancelled Insurance	1464
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Notice of Hearing	4
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Non-Registered Contractors	837
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TOTAL RECORDS	2349
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Number of New Violations	91
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08/10/2011-09/14/2011

Lapsed Registrations/Never Re-Newed:

August	2010
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117

September 2010

93

October 2010

98

November 2010

57

December 2010

59

January 2011

57

February 2011

73

March 2011

89

April 2011

100

May 2011

91

June 2011

108

July 2011

67

August 2011

103

September 2011

Month	# Tickets Issued
Fines	
January	0
\$00.00	
February	1
\$250.00	
March	1
\$550.00	
April	2
\$1,000.00	
May	3
\$800.00	
June	3
\$1,500.00	
July	5
\$2,000.00	
August	0
\$ 00.00	

Commercial Roofers: 09/14/2011

Number registered 133

Number surrendered 16

Number invalidated	56
Number suspended	1
Number revoked	0
Pending approval	0

Registration Actions; 08/10/2011-09/14/2011

Number of New Registered Contractors	0
Number of Renewed Roofer Contractors	133
Number of Cards Surrendered	0
Number of Expired/Lapsed	0
Registrations Invalidated	0
Registrations Suspended	0
Registrations Revoked	0

(G) Old Business:

(1.) Review of regulations, laws and standards, established by sub-committee, report of committees and progress. No meetings have been held yet on this matter and no further progress. Legal Counsel and the Executive Director to meet on reviewing these standards further and then bringing modifications to sub-committee for discussion.

(H) New Business:

(1.) Budget: Funds are going to be utilized to purchase new card machines and

in the future with new software be ready for picture identification cards

. Items still pending.

(2.) Computer Software Program Update on Progress (DBR), CAVU; Board

has been proceeding and making progress. Projected date has been moved

to Phase II which is early November to go live.

(3.) Retention Schedule; Legal counsel discussed with the Board and matter

will be given more consideration in the near future.

(4.) Board was advised that the position of investigator posted in mid June has

still not been released to have interviews and hire.

Additionally one staff

member will be out for extended time period due to operation and a

second clerical staff has elected to retire early next month.

(5.) Legislation; Home Inspector legislation may be submitted early in the

session to try and implement this unfunded program.

(6.) Warrant Sweep: Thanks to efforts of our legal staff and that of the Attorney Generals Office a warrant sweep was conducted that resulted in many prosecutions.

(7.) Educational: Working with the Rhode Island Builders Association in developing classes for continuing education as well as criteria.

(8.) NASCLA: Meeting in GA was very productive and resulted in additional consumer education that was developed. Board decided to purchase some disaster pamphlets for distribution in case of disasters up to

\$1,000.00 expenditure, motion by Ed Ladouceur second by Dave Caldwell and unanimously approved.

(I) Public Comment: None

(J) Announcements: The next Board meeting is scheduled for Wednesday

October 12, 2011 at 12:30 PM Conference Room "A", 2nd Floor, One Capitol Hill, Providence, Rhode Island.

(K) Adjournment: A motion was made by Mr. Steve Gianlorenzo and seconded by Mr.

Martin Ezeama to adjourn at 2:50 PM.

Members Present: A. Salisbury, S.Carlino, E. Ladouceur, Paul Brunetti, Martin

Ezeama, William Geddes, S.Gianlorenzo, David Caldwell, J.

L. Brillion and R. Cardoza.

**Members Absent: E. Anderson, who resigned from the Board,
Felix Carlone,
R.Caniglia, W. Nash and T. Furey.**

**Others Present: George Whalen (Executive Director), Christy
Hetherington (Attorney Generals Office, legal counsel), staff and
parties for expungements.**

Respectfully Submitted,

George W. Whalen

Executive Director

Rhode Island Contractors' Registration and Licensing Board